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Attorneys for Defendant
UNITED MEMORIES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GSI TECHNOLOGY, INC., a Delaware
Corporation,

Plaintiff,

v.

UNITED MEMORIES, INC., a Colorado
Corporation, and INTEGRATED SILICON
SOLUTION, Inc., a Delaware Corporation,

Defendants.

UNITED MEMORIES, INC., a Colorado
Corporation,

Counterclaim-Plaintiff,

v.

GSI TECHNOLOGY, INC., a Delaware
Corporation,
Counterclaim-Defendant.

Case No. 13-CV-1081-PSG

DEFENDANT UNITED MEMORIES, INC.
NOTICE OF MOTION AND MOTION FOR
ATTORNEYS' FEES AND EXPENSES;
BILL OF COSTS

Complaint: Filed March 8, 2013
Judge: Hon. Paul S. Grewal

Hearing: February 16, 2016
Time: 10:00 a.m.
Courtroom: 5
Location: 280 S. 1st Street
San Jose, CA 95113

I. NOTICE OF MOTION AND MOTION

PLEASE TAKE NOTICE that on February 16, 2016 at 10:00 a.m. or as soon thereafter as the matter may be heard by the Honorable Paul S. Grewal in Courtroom 5, United States District Court for the Northern District of California, 280 South 1st Street, San Jose, CA 95113, Defendant United Memories, Inc. (“UMI”) shall and hereby does move the Court for an order declaring UMI a prevailing defendant in this action, and granting UMI its attorneys’ fees and expenses incurred in this action, pursuant to Articles X.9 (Attorneys’ Fees) and X.5 (Governing Law) of the contract at issue, and the controlling law governing enforcement of fee and cost awards to a prevailing party in a dispute arising from (or relating to) a contract that provides for such an award.

As more fully explained in the concurrently filed Memorandum of Points and Authorities, UMI respectfully seeks recovery of the following amounts to which it is entitled as prevailing party:

<u>Law Firm & Dates</u>	<u>Phase/Activity</u>	<u>Fees</u>	<u>Expenses</u>
Hogan Lovells LLP (March 2013-April 2014)	Response to original complaint and temporary restraining order; expedited discovery; response to request for preliminary injunction; responses to first and second amended complaints.	\$ 1,676,177	\$ 82,338
Winston & Strawn LLP (May 2014-present)	All litigation activities relating to claims added in second amended complaint, including, for example: discovery, summary judgment, mediation/settlement activities; all pre-trial, trial, and post-trial motion activities.	\$ 4,214,910	\$ 565,828
Ruyak Cherian LLP (October 2015-present)	Pre-trial, trial and post-trial motion activities.	\$ 803, 475	<n/a>

This motion for attorney fees (**\$6,694,562**) and reasonable expenses (**\$648,166**) is supported by the concurrently filed memorandum of points and authorities, the declarations of Constance F. Ramos and Keri Gavin in accordance with Civil Local Rule 54-5.

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1 UMI further moves the Court pursuant to Local Rule 54-4 to award taxable costs to be
2 determined from expense records summarized and attached as Exhibits **E**, **F** and **G** to the supporting
3 Ramos declaration filed herewith.

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5 Dated: December 23, 2015

Respectfully submitted,

6 WINSTON & STRAWN LLP

7 By: /s/ Constance F. Ramos
8 Constance F. Ramos

9 *Attorneys for Defendant*
10 *United Memories, Inc.*

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